## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Huylebroeck et al.

Serial No.: To be assigned

Filed: December 21, 2001

For: NUCLEIC ACID BINDING OF MULTIZING FINGER TRANSCRIPTION FACTORS

Examiner: To be assigned

Group Art Unit: To be assigned

Attorney Docket No.: 2676-5174US

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### INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents Washington, D.C. 20231

Sir:

In compliance with the duty to disclose information material to patentability pursuant to 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents are enclosed pursuant to 37 C.F.R. § 1.98(a).

In accordance with 37 C.F.R. § 1.97(g) and (h), filing of this Information Disclosure

Statement is not to be construed as a representation that a search has been made or an admission that the information cited herein is, or is considered to be, material to patentability as defined in

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37 C.F.R. § 1.56(b). Further, no representation is made by Applicants herein that no other possible material information as defined in 37 C.F.R. § 1.56(b) exists.

### **DOCUMENTS**

# Foreign Patent Documents

| Document No. | <u>Assignee</u> | Date of Publication |
|--------------|-----------------|---------------------|
| WO97/40190   | Chiron Corp.    | 10-30-1997          |
| WO 98/55512  | VIB             | 12-10-1998          |

#### Other Documents

Chien, Cheng-Ting et al., The two-hybrid system: A method to identify and clone genes for proteins that interact with a protein of interest, Biochemistry, November 1991, pp. 9578-82, Vol. 88, Proc. Natl. Acad. Sci., US.

Choo, Yen et al., Selection of DNA binding sites for zinc fingers using rationally randomized DNA reveals coded interactions, Biochemistry, November 1994, pp. 11168-72, Vol. 91, Proc. Natl. Acad. Sci., US.

Ikeda, Masato et al., A fusion protein library: an improved method for rapid screening and characterization of DNA binding or interacting proteins, Gene, 1996, pp. 167-71, Vol. 181, Elsevier.

Kispert, Andreas et al., The Brachyury gene encodes a novel DNA binding protein, The EMBO Journal, 1993, pp. 3211-20, Vol. 12, No. 8.

PCT Communication Relating to the Results of the Partial International Search, PCT/EP00/05582.

PCT International Preliminary Examination Report, PCT/EP00/05582, dated June 25, 1999.

Remacle, Jacques E. et al., New mode of DNA binding of multi-zinc finger transcription factors: δEF1 family members bind with two hands to two target sites, The EMBO Journal, 1999, pp. 5073-84, Vol. 18, No. 18.

Sekido, Ryohei et al., Organization of the gene encoding transcriptional repressor δEF1 and cross-species conservation of its domains; Gene, 1996, pp. 227-32, Vol. 173.

Attorney Docket: 2676-5174US

Verschueren, Kristin et al., SIP1, a Novel Zinc Finger/Homeodomain Repressor,

Interacts with Smad Proteins and Binds to 5'-CACCT Sequences in Candidate Target Genes,
The Journal of Biological Chemistry, 1999, pp. 20489-98, Vol. 274, No. 29, The American
Society for Biochemistry and Molecular Biology, Inc.

Applicants offer to supply any explanation or discussion of the documents which the Examiner feels is necessary or desirable and which is requested.

This Information Disclosure Statement is filed within three (3) months of the filing date of the above-identified application, and no certification pursuant to 37 C.F.R. § 1.97(c) or a fee pursuant to 37 C.F.R. 1.17(p) is required.

Respectfully submitted,

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Date: December 21, 2001

ACT/bv

Enclosures:

Form PTO-1449

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PTO/SB/08A (08-00)

Approved for use through 10/31/2002. OMB 0651-0031\*
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| U.S. PATENT DOCUMENTS |  |  |                |   |                              |   |  |
|-----------------------|--|--|----------------|---|------------------------------|---|--|
|                       |  | U.S. Pa                                  | atent Document | Name of Patentee or Applicant                   | Date of Publication of       | Pages Columns Lines Where Relevant  |  |
| Examiner Cite No.1    |  | Number Kind Code <sup>2</sup> (if known) |                | Name of Patentee or Applicant of Cited Document | Cited Document<br>MM-DD-YYYY | Pages, Columns, Lines, Where Relevant<br>Passages or Relevant<br>Figures Appear |  |
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| FOREIGN PATENT DOCUMENTS |              |                         |          |  |                                   |                              |  |                |
|--------------------------|--------------|-------------------------|----------|--|-----------------------------------|------------------------------|--|----------------|
| Examiner<br>Initials*    | Cite<br>No.1 | Foreign Patent Document |          |  | Name of Patentee                  | Date of Publication of       | Pages, Columns, Lines,<br>Where Relevant |                |
|                          |              | Office <sup>3</sup>     | Number⁴  | Kind Code <sup>5</sup><br>( <i>if known</i> )    | or Applicant of<br>Cited Document | Cited Document<br>MM-DD-YYYY | Passages or Relevant<br>Figures Appear   | T <sub>6</sub> |
|                          |              | wo                      | 97/40190 |  | Chiron Corp.                      | 10-30-1997                   |  |                |
|                          |              | wo                      | 98/55512 |  | VIB                               | 12-10-1998                   |  |                |
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